

Carlos Hernández
Mayor

Vivian Casáls-Muñoz
Council President

Jose F. Caragol
Council Vice President



Council Members
Katharine Cue-Fuente
Isis Garcia-Martinez
Paul B. Hernández
Lourdes Lozano
Carl Zogby

City Council Agenda August 14, 2018 7:00 P.M.

Call to Order

Roll Call

Invocation given by Lisette Perez, Office Coordinator of the Office of the City Clerk

Pledge of Allegiance to be led by Councilman Paul B. Hernandez

MEETING GUIDELINES

The following guidelines have been established by the City Council:

- **ALL LOBBYISTS MUST REGISTER WITH THE CITY CLERK**
- As a courtesy to others, please refrain from using cellular telephones or other similar electronic devices in the Council Chamber.
- A maximum of three (3) speakers in favor and three (3) speakers in opposition will be allowed to address the Council on any one item. Each speaker's comments will be limited to three (3) minutes.
- No signs or placards, in support of or in opposition to an item or speaker, shall be permitted within the Council Chamber.
- Members of the public may address the City Council on any item pertaining to City business during the Comments and Questions portion of the meeting. A member of the public is limited to one appearance before the City Council and the speaker's comments will be limited to three (3) minutes.

- **PRESENTATIONS**

1. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA

2. CONSENT AGENDA

All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

- A. Request permission to approve the minutes of the City of Hialeah Council Meeting held on June 26, 2018. (OFFICE OF THE CITY CLERK)
- B. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-585, issued to Miami-Hialeah Medical Group, Inc., for the continued service of pre-employment examinations for new hires, by an additional amount of \$5,000, for a new total cumulative amount not to exceed \$20,000.
(HUMAN RESOURCES DEPT.)
- C. Request permission to award the Carlos & Marta Viciado Project Case No. S-512 for property located at 7935 West 29 Way, #201, Hialeah, Florida, to AAB Affordable Services LLC, lowest responsive bidder, in a total cumulative amount not to exceed \$29,500, of which \$26,796 is the original bid amount and \$2,704 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions. (DEPT. OF GRANTS & HUMAN SERVICES)
- D. Request permission to award the Angelica Ruiz Project Case No. S-514 for property located at 494 West 41 Place, Hialeah, Florida, to AAB Affordable Services LLC, lowest responsive bidder, in a total cumulative amount not to exceed \$66,500, of which \$60,483 is the original bid amount and \$6,017 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions.
(DEPT. OF GRANTS & HUMAN SERVICES)
- E. Request permission to enter into a two (2) year rental agreement with Florida National University, commencing on August 28, 2018 through August 28, 2020, with a one (1) year renewal option. The City of Hialeah agrees to provide Ted Hendricks Stadium at Milander Park, Bucky Dent Park Gymnasium, Walker Park Baseball Field, Goodlet Park General Field and Tennis Center and Alex Fernandez Baseball field at Graham Park for the Universities Athletic programs to include practices and games. Florida National University agrees to pay all staffing costs associated with the usage of these sites. All facility rental fees for use of the park facilities will be waived in lieu of Florida National University on execution of agreement, paying the City \$50,000 and a final payment in the amount of \$50,000 on or before January 1, 2019, in a total cumulative amount not to exceed \$ 100,000. (DEPT OF PARKS AND RECREATION)
- F. Proposed resolution ratifying and approving the collective bargaining agreement between the Fraternal Order of Police Lodge No.12 and the City of Hialeah, Florida for a period

beginning on the effective date of this resolution through September 30, 2021, a copy of which will be on file in the office of the City Clerk; and providing for an effective date.
(ADMINISTRATION)

- G.** Proposed resolution authorizing the Mayor or his designee to accept State Housing Initiative Partnership Program funds appropriated by the Florida Legislature and administered by the Florida Housing Finance Agency in the amount of \$191,866.00 to be used in the rehabilitation of residential properties owned by qualifying low income families throughout the City of Hialeah; to provide rental preservation for City owned affordable housing buildings; to provide rental assistance through a rapid re-housing program during the term of July 1, 2018 through June 30, 2021; and authorizing the Mayor or his designee to execute any and all necessary and customary documents and take all action necessary in furtherance hereof. (DEPT. OF GRANTS & HUMAN SERVICES)
- H.** Proposed resolution authorizing the Mayor or his designee and the City Clerk, as attesting witness, on behalf of the City to enter into a Consulting Service Agreement with Civitas, LLC, to serve as the City's Technical Advisor by providing guidance with U.S HUD'S IDIS System, technical assistance with all programmatic matters related to HUD-Funded Projects, and completing project environmental reviews, for a term of one year, commencing on October 1, 2018 and ending on September 30, 2019, in an amount not to exceed \$72,000, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit "1", and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- I.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor is a newspaper of general circulation in the City of Hialeah, as required by law, and increase purchase order # 2018-869, issued to the Miami Herald, for the publication of legal advertisements and public notices, by an additional amount of \$10,000, for a new total cumulative amount not to exceed \$65,000.
(OFFICE OF THE CITY CLERK)
- J.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to BGL Plumbing Contractors, LLC., vendor providing the lowest quote, for the City Hall Gymnasium plumbing system, for a total amount of \$19,500, furthermore request a 10% contingency amount of \$1,950.00 for any unforeseen conditions that may arise, in a total cumulative amount not to exceed \$21,450.
(CONSTRUCTION AND MAINTENANCE DEPT.)
- K.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to G. & R. Electric Corp., vendor providing the lowest quote, for the City Hall Gymnasium electrical system, for a total amount of \$27,100, furthermore request a 10% contingency amount of \$2,710.00 for any unforeseen conditions that may arise, in a total cumulative amount not to exceed \$29,810.
(CONSTRUCTION AND MAINTENANCE DEPT.)
- L.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to ACTL Group, LLC., vendor providing the lowest quote, for the City Hall Gymnasium HVAC (heating, ventilation and air conditioning system), for a total of \$30,146.00, furthermore request a 10% contingency amount of \$3,015.00 for any unforeseen conditions that may arise, in a total cumulative amount not to exceed \$33,161.
(CONSTRUCTION AND MAINTENANCE DEPT.)

- M.** Request permission to award the Raul & Margaret Cruz Project Case No. S-513 for property located at 5150 Palm Avenue, Hialeah, Florida, to Conwell & Associates Consulting Company, lowest responsive bidder, in a total cumulative amount not to exceed \$64,540, of which \$58,672.90 is the original bid amount and \$5,867.10 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions. (DEPT. OF GRANTS & HUMAN SERVICES)
- N.** Request permission to award Hialeah Bid # 2017-18-3230-00-009 – *Villa Aida-57 Units-Re-Roofing* to A-1 Property Service Group, Inc., lowest responsive and responsible bidder, for a total of \$265,900.15, furthermore request a 10% contingency in the amount of \$26,590. for a new total cumulative amount not to exceed \$292,490.15. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- O.** Request permission to issue a purchase order to C.D.M Windows & Door, Inc., vendor providing the lowest quotation for Hialeah Bid # 2017-18-3230-00-007- 32 *Unit-Villa Esperanza –Impact Windows and Glass Doors*, for a total amount of \$83,688, furthermore request a 10% contingency in the amount of \$8,368 for any unforeseen conditions that may arise, for a new total commutative amount not to exceed \$92,056. This bid was rejected at the City Council meeting of June 12, 2018 (Item M), approving the Construction and Maintenance Department to obtain quotes for this project. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- P.** Request permission to issue a purchase order to C.D.M Windows & Door, Inc., vendor providing the lowest quotation for Hialeah Bid # 2017-18-3230-00-007- 57 *Unit-Villa Aida Elderly –Impact Windows and Glass Doors*, for a total amount of \$319,000, furthermore request a 10% contingency in the amount of \$31,900 for any unforeseen conditions that may arise, for a new total commutative amount not to exceed \$350,900. This Bid was rejected at the City Council meeting of June 12, 2018 (Item M), approving the Construction and Maintenance Department to obtain quotes for this project. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- Q.** Request permission to issue a purchase order to C.D.M Windows & Door, Inc., vendor providing the lowest quotation for Hialeah Bid # 2017-18-3230-00-007- 29 *Unit–Impact Windows and Glass Doors*, for a total amount of \$95,949.81, furthermore request a 10% contingency in the amount of \$9,595 for any unforeseen conditions that may arise, for a new total commutative amount not to exceed \$105,544.81. This Bid was rejected at the City Council meeting of June 12, 2018 (Item M), approving the Construction and Maintenance Department to obtain quotes for this project. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- R.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-449, issued to Rainbow Transmission & Auto Center, Inc., for Allison transmission rebuilds of City vehicles, by an additional amount of \$15,000 for a new total cumulative amount not to exceed \$55,000. (FLEET DEPT.)
- S.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-117, issued to Hall-Mark Fire Apparatus, LLC., for all emergency units, parts and accessories for fire trucks, by an additional amount of \$20,000 for a new total cumulative amount not to exceed \$95,000. (FLEET DEPT.)

- T. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-1634, issued to D' Elite Floors of Miami, Inc., to cover the cost of additional unforeseen work at Fire Station 1 that was discovered once the existing bathroom walls were demolished, by an additional amount of \$3,409.01 for a new total cumulative amount not to exceed \$18,397.56. (FLEET DEPT.)
- U. Request permission to waive competitive bidding, since it is advantageous to the City and issue a purchase order to ACTL Group, LLC., for the installation of the new Trane Air Conditioning units that will replace the existing Advantix de-humidifiers, modifications and upgrade the existing air conditioning system, for a total amount of \$21,400, furthermore request a 10% contingency in the amount of \$2,140, to cover any unforeseen issues that may arise during the work, for a new total cumulative amount not to exceed \$23,540. (CONSTRUCTION AND MAINTENANCE DEPT.)
- V. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-451, issued to American Battery Company., to purchase batteries for the City of Hialeah vehicles, by an additional amount of \$10,000 for a new total cumulative amount not to exceed \$70,000. (FLEET DEPT.)
- W. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-296, issued to Carrier Enterprise, LLC., for the purchase of air conditioning units and spare parts (HVAC), by an additional amount of \$15,000 for a new total cumulative amount not to exceed \$30,000. (CONSTRUCTION AND MAINTENANCE DEPT.)
- X. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-297, issued to Germaire Distributors, LLC., for the purchase of heating, ventilation, and air conditioning (HVAC) parts, by an additional amount of \$15,000 for a new total cumulative amount not to exceed \$30,000. (CONSTRUCTION AND MAINTENANCE DEPT.)
- Y. Request permission to increase purchase order #2018-604, issued Burgess Chambers and Associates Inc., by an additional amount of \$1,600 for a new total cumulative amount not to exceed \$29,600, for the professional services of investment advisor for the Elected Officers Retirement Trust commencing on October 1, 2017 and ending on September 30 , 2018. (OFFICE OF MANAGEMENT AND BUDGET)
- Z. Proposed resolution authorizing the use of State Housing Initiative Partnership (SHIP) Program funds in the amount of \$162,772.51 for facility improvements to Villa Aida, a city-owned elderly housing building containing fifty seven (57) units of elderly-occupied affordable housing; approving the use of these funds as part of the approved existing Local Housing Assistance Plan (LHAP) 2016-2019 as set forth in Exhibit "1"; authorizing the Mayor and his designee, to execute and deliver all necessary and customary documents and take all action in furtherance hereof on behalf of the City; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)

- AA.** Proposed resolution authorizing the use of \$427,000 of Home Investment Partnership (HOME) Program funds awarded to the City by the U.S Department of Housing and Urban Development (HUD) for rental housing rehabilitation for two (2) city-owned elderly housing buildings containing a total of twenty-nine (29) units of elderly occupied affordable housing located at 70 East 10th Street and 55 East 9th Street; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- BB.** Proposed resolution authorizing the City use of \$885,000 of Home Investment Partnerships (HOME) Program funds awarded to the City by the U.S Department of Housing and Urban Development (HUD) for rental housing rehabilitation of a city-owned elderly occupied affordable housing building containing a total of fifty-seven (57) units located at 20 West 6th Street, known as the Villa Aida; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- CC.** Proposed resolution authorizing the use of \$389,314 of Home Investment Partnership (HOME) Program funds awarded to the City by the U.S Department of Housing and Urban Development (HUD) for rental housing rehabilitation for two (2) city-owned elderly housing buildings containing a total of thirty-two (32) units of elderly occupied affordable housing known as Villa Esperanza located at 1470-1480 West 38th Place; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- DD.** Proposed resolution approving the action plan for fiscal year 2018-2019, attached as Exhibits A, B, C, and D, including the budget allocations and selected programs funded by Community Development Block Grant Funds (CDBG), home investment partnership funds (HOME), and emergency solutions grant funds (ESG), authorizing the Mayor or his designee on behalf of the City of Hialeah, Florida, to submit the action plan to the United States Department of Housing and Urban Development (HUD), and to execute any and all agreements , certifications and assurances in furtherance of the programs in the action plan in accordance with Federal HUD Regulations.
(DEPT. OF GRANTS & HUMAN SERVICES)
- EE.** Proposed resolution authorizing a sub-recipient funding agreement with Citrus Health Network to provide in the amount of \$191,548 of Emergency Solutions Grant (ESG) funds awarded to the City by the U.S Department of Housing and Urban Development (HUD) for the funding of homelessness prevention and rapid re-housing activities in Hialeah for one (1) year commencing October 1, 2018 and ending on September 30, 2019; and further authorizing the Mayor or his designee on behalf of the City to execute all necessary and customary documents and take all necessary action in furtherance hereof; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- FF.** Request permission to utilize Florida Contract No. 46151504 – NASPO-17-ACS – *NASPO Master Agreement- #2016-179*, effective through March 17, 2019, and issue a purchase order to GL Distributors, INC., to purchase three hundred (300) ballistic mid-cut helmets and other related accessories to avoid injury to Officers that respond to civil unrest and other dangerous incidents, in a total cumulative amount not to exceed \$134,070. (POLICE DEPT.)
- GG.** Proposed resolution approving and ratifying an agreement between the City of Hialeah and West Publishing Corporation, a copy of which is attached hereto as Exhibit 1, for a term of three years, beginning on July 1, 2019 and ending on June 30, 2022, for a monthly

payment of \$3,596.52 for the first year, and a three percent increase each subsequent year, for a total amount not to exceed \$43,158.24 for year one, \$44,453.04 for year two and \$45,786.60 for year three, granting access to Attorneys and Staff in the Office of the City Attorney to West's select database of legal publications for the purpose of conducting legal research; and providing for an effective date. (LAW DEPT)

- HH.** Proposed resolution approving an agreement with Franco Government Relations, INC., to assist the City in identifying and securing additional federal resources for funding, in an amount not to exceed \$50,000.00, payable in equal monthly installments of \$4,166.67, for a term commencing on October 1, 2018 and ending on September 30, 2019; and authorizing the Mayor or his designee and the City Clerk, as attesting witness, on behalf of the City, to execute the consulting agreement attached hereto in substantial form, and made a part hereof as exhibit "1"; and providing for an effective date.
(DEPT. OF GRANTS & HUMAN SERVICES)
- II.** Request permission to award Hialeah Bid #2017/18-3230-00-010-*Elderly Housing Buildings-8 Units MLK-Re-Roofing*, to A-1 Property Services Group Inc., lowest responsive and responsible bidder, in a total cumulative amount not to exceed \$39,483.53 of which \$35,894.12 is the original bid amount and \$3,589.41 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- JJ.** Request permission to award Hialeah Bid #2017/18-3230-00-010-*Elderly Housing Buildings-32 Units Villa Esperanza-Re-Roofing*, to A-1 Property Services Group Inc., lowest responsive and responsible bidder, in a total cumulative amount not to exceed \$121,593.29 of which \$110,538.29 is the original bid amount and \$11,054 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- KK.** Request permission to award Hialeah Bid #2017/18-3230-00-010-*Elderly Housing Buildings-29 Units-Re-Roofing*, to A-1 Property Services Group Inc., lowest responsive and responsible bidder, in a total cumulative amount not to exceed \$147,611.91 of which \$134,192.91 is the original bid amount and \$13,419 is a ten (10) percent increase to the original bid amount being requested to cover any change order that may occur due to unforeseen conditions. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- LL.** Request permission to issue a purchase order to C.D.M Windows & Door, Inc., vendor providing the lowest quotation for Hialeah Bid # 2017-18-3230-00-007- *8 Unit MLK-Impact Windows and Glass Doors*, for a total amount of \$28,032.10, furthermore request a 10% contingency in the amount of \$2,803 for any unforeseen conditions that may arise, for a new total commutative amount not to exceed \$30,835.10. This Bid was rejected at the City Council meeting of June 12, 2018 (Item M), approving the Construction and Maintenance Department to obtain quotes for this project. (CONSTRUCTION AND MAINTENANCE DEPT. & DEPT. OF GRANTS & HUMAN SERVICES)
- MM.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2018-862, issued to Lou's Police Distributors, Inc., for the purchase of Police uniforms and equipment, by an additional amount of \$23,000, for a

new total cumulative amount not to exceed \$83,000. (POLICE DEPT)

- NN.** Request permission to issue a purchase order to The Corradino Group, Inc., a vendor recommended by the City's Selection Committee in 2010 for engineering services and approved by the City Council on June 8, 2010, for the design of Pedestrian and Bike Path Improvements to West 4th Avenue Frontage Road from 29th to 49th Street, Hialeah Bid RFQ# 2018-18-3210-00-001- *Pedestrians Bike Path Improvements to West 4th Avenue Frontage Road*, in a total cumulative amount not to exceed \$82,300. (STREETS DEPT.)
- OO.** Proposed resolution authorizing the use of \$104,100 of Home Investment Partnerships (HOME) Program funds awarded to the City by the U.S Department of Housing and Urban Development (HUD) for rental housing rehabilitation of a city-owned elderly occupied affordable housing building containing a total of eight (8) units known as the Seminola Martin Luther King located at 470 West 23rd Street; and providing for an effective date. (DEPT. OF GRANTS & HUMAN SERVICES)
- PP.** Proposed resolution urging the Attorney General of the United States to defend the constitutionality of the Affordable Care Act A/K/A Obama Care, and urging the Florida Attorney General to withdraw Florida from the suit as a plaintiff filed in the United States District of Texas, Fort Worth Division, entitled Texas v. United States, ET., AL., which suit is an attempt to bring an end to the affordable care act. (COUNCILMAN PAUL HERNANDEZ)
- QQ.** Request permission to increase purchase order #2018-605, issued Burgess Chambers and Associates INC., by an additional amount of \$8,000 for a new total cumulative amount not to exceed \$48,000, for professional services as the investment advisor for the Elected Officers Retirement Trust commencing on October 1, 2017 and ending on September 30 , 2018. (OFFICE OF MANAGEMENT AND BUDGET)
- RR.** Proposed resolution authorizing the Mayor or his designee to accept a direct award from the United States Department of Justice, Bureau of Justice Assistance, for the total amount of \$56,309.00, for the procurement of police patrol vehicles; approving and ratifying the grant application and agreement a copy of which is attached hereto and made a part hereof as Exhibit "1" and all action taken in support of the application; authorizing the Mayor or his designee to execute all necessary documents in furtherance thereof; authorizing the establishment of a separate interest bearing trust account designated for this program; and providing for an effective date. (POLICE DEPT.)

3. ADMINISTRATIVE ITEMS

- 3A.** First reading of proposed amending Chapter 50, "Housing", Article III, entitled "Housing Assistance Program" Division 2 entitled "Affordable Housing Committee" Sections 50-86, 50-87 and 50-89, to clarify the purpose and revising the committee requirements; repealing all ordinances in conflict; providing for a severability clause; providing for inclusion in the code; and providing for an effective date. (ADMINISTRATION)

- 3B.** First reading of proposed ordinance amending Chapter 2, “Administration”, Article II, entitled “Departments, Offices and Divisions,” Division 8 entitled “Finance Department,” §§2-237; amending division 9. entitled “Office Of Management and Budget,” §§2-267, to add the Purchasing Department to the division of Finance and removing it from the division of the Office of Management and Budget; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; providing for inclusion in the code; and providing for an effective date. (ADMINISTRATION)
- 3C.** First reading of proposed ordinance vacating a portion of the Right of Way of East 45th Place lying Southerly and adjacent to lots 1, 2 and 3 of Featherstone Sports Addition to Hialeah, according to the Plat thereof as recorded in Plat Book 18, at page 11, of the public records of Miami-Dade County, Florida, containing an area of approximately 4,243.63 square feet, more or less. Property located at 4597 and 4599 Palm Avenue, Hialeah, Florida, and more particularly described in the Surveyor’s legal description and location sketch attached hereto and made a part hereof as exhibit “A” and providing for an effective date. (ADMINISTRATION)

Item was tabled until August 14, 2018 by the City Council on June 26, 2018.

- 3D.** First reading of proposed ordinance accepting in substantial form the special warranty deed attached as Exhibit “1” from Countyline I, LLC, a Delaware limited liability company, conveying the land improved with a lift station of approximately 3,575 square feet or .082 acres; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.
- 3E.** First reading of proposed ordinance accepting from SFACS Real Estate, LLC, a Florida limited liability company, a special warranty deed conveying approximately 2,002 square feet or .045 acres of land described in the special warranty deed attached as Exhibit “1”; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.
- 3F.** First reading of proposed ordinance accepting from Eruditional, LLC, a Florida limited liability company, a right of way deed conveying approximately 25,116 square feet or .576 acres of land described in the right-of-way deed attached as Exhibit “1”; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.
- 3G.** First reading of proposed ordinance accepting from SFACS Real Estate, LLC, a Florida limited liability company, a right of way deed conveying approximately 37,158 square feet or .853 acres of land described in the right-of-way deed attached as Exhibit “1”; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

4. BOARD APPOINTMENTS

- 4A. Proposed resolution appointing **Juan Junco** to the Board of Commissioners of Hialeah Housing Authority of the City of Hialeah, Florida for a four (4) year term ending on February 14, 2022. (MAYOR HERNANDEZ)
- 4B. Proposed resolution appointing **Oscar De La Rosa** to the Personnel Board of the City of Hialeah, as the Council's appointment, for a two (2)-year term ending on June 26, 2020. (COUNCIL)

5. UNFINISHED BUSINESS

6. NEW BUSINESS

7. COMMENTS AND QUESTIONS

ZONING

Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision Item

Attention Applicants:

- Items approved by the City Council are subject to the Mayor's approval or veto. The Mayor may withhold his signature or veto the item. If the Mayor's signature is withheld, the item is not effective until the next regularly scheduled meeting. If the Mayor vetoes the item, the item is rejected unless the Council overrides the veto at the next regular meeting.

- PZ 1.** Second reading and public hearing of proposed ordinance rezoning the Southern 75 feet of lots 23 and 24 from C-1 (Restricted Retail Commercial District) to C-3 (Extended Liberal Commercial District); and granting a variance permit to allow a mechanical carwash on lots 23 and 24 contiguous to a residential zoning district, where mechanical carwashes are not allowed contiguous to a residential zoning district; and allow the aperture of the facility adjacent to a residential zoning district, where such aperture is not allowed to face adjacent to a residential zoning district; contra to Hialeah Code Of Ordinances §§ 98-1898(4) and (5); property zoned C-1 (Restricted Retail Commercial

District), C-3 (Extended Liberal Commercial District), and C-4 (Commercial District); **Property located at 401 East 24th Street and 400 East 25th Street, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the City Council on first reading on June 26, 2018.</i>
<i>Item was approved by the Planning and Zoning Board on June 13, 2018.</i>
<i>Planner's Recommendation: Approval with conditions.</i>
<i>Owner of the Property: Sunshine Gasoline Distributions, Inc., 1650 NW 87 Avenue, Miami, FL 33172</i>
<i>Registered Lobbyist: Kristopher D. Machado, 98 Southeast 7th Street, Suite 1100, Miami, FL 3313; Daniel Alonso, 1235 Coral Way, Suite 101, Miami, FL 33145; Orlando Alonso, 1235 Coral Way, Suite 101, Miami, FL 3314.</i>

- PZ 2.** Second reading and public hearing of proposed ordinance granting a variance permit to allow a mechanical carwash contiguous to a residential zoning district, where mechanical carwashes are not allowed contiguous to a residential zoning district; and allow the north aperture of the facility adjacent to a residential zoning district, where such aperture is not allowed to face adjacent to a Residential Zoning District; contra to Hialeah Code Of Ordinances §§ 98-1898(4) and (5); Property Zoned C-3 (Extended Liberal Commercial District); **Property located at 795 Hialeah Drive, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the City Council on first reading on June 26, 2018.</i>
<i>Item was approved by the Planning and Zoning Board on June 13, 2018.</i>
<i>Planner's Recommendation: Approval with conditions.</i>
<i>Owner of the Property: Sunshine Gasoline Distributions, Inc., 1650 NW 87 Avenue, Miami, FL 33172.</i>
<i>Registered Lobbyist: Kristopher D. Machado, 98 Southeast 7th Street, Suite 1100, Miami, FL 3313; Daniel Alonso, 1235 Coral Way, Suite 101, Miami, FL 33145; Orlando Alonso, 1235 Coral Way, Suite 101, Miami, FL 3314.</i>

- PZ 3.** Second reading and public hearing of proposed ordinance granting a variance permit to allow construction of a single family residence on a substandard lot having a width of 65 feet, where 75 feet are required; and allow a temporary waiver of plat provided that the property will be platted within 18 months of approval of this ordinance, all contra to Hialeah Code Of Ordinances § 98-499; and Hialeah Land Development Code § 10-4(c). Property zoned R-1 (One Family District). **Property located at 715 East 56th Street, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for

violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the City Council on first reading on June 26, 2018.</i>
<i>Item was approved by the Planning and Zoning Board on June 13, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Excellent New Homes, LLC, (Omar Gonzalez) 8806 NW 139th Terrace, Miami Lakes, FL 33018.</i>

- PZ 4.** Second reading and public hearing of proposed ordinance rezoning lots 15 and 16 from C-1 (Restricted Retail Commercial District) to R-2 (One And Two Family Residential District); and granting a variance permit to allow the construction of a duplex on substandard lots 15 and 16 with a frontage of 40 feet, where 75 feet are required; allow a depth of 88 feet, where 100 feet are required; allow 3,520 square feet, where 7,500 square feet are required; allow interior east side setback of 5 feet, where 7.5 feet are required; allow front and rear side setback of 20 feet, where 25 feet are required; allow 10 feet street side setback, where 15 feet are required; allow lot coverage of 32.1% where 30% is the maximum allowed; and granting a variance permit on lots 12 through 14 that is sited with a single family residence with a frontage of 60 feet, where 75 feet are required; allow a depth of 88 feet, where 100 feet are required; allow 5,280 square feet, where 7,500 square feet are required; all contra to Hialeah Code Of Ordinances §§ 98-544, 98-545, 98-98-546, 98-547(a) and 98-2056(b)(2); and Hialeah land development code § 10-4(c). **Property located at 533 and 5xx West 24 Street, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the City Council on first reading on June 26, 2018.</i>
<i>Item was approved by the Planning and Zoning Board on June 13, 2018.</i>
<i>Planner's Recommendation: Approved with conditions.</i>
<i>Owner of the Property: Hector Servello and Gilberto Aguila, 5735 West 12th Lane, Hialeah, Florida 33012.</i>

- PZ 5.** First reading of proposed ordinance granting a conditional use permit (CUP) to allow the expansion of an existing vocational school pursuant to Hialeah Code Of Ordinances § 98-181; property zoned C-2 (Liberal Retail Commercial District); Property located at 4400 West 12 Avenue, Hialeah, Florida. Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>

<i>Owner of the Property: Eduardo V. Cambert (Futura Career Institute Inc.), 4512 West 12th Avenue, Hialeah, Florida 33012.</i>

PZ 6. First reading of proposed ordinance rezoning property from R-1(One Family District) to TOD (Transit Oriented Development District); **Property located at 853 East 24th Street, Hialeah, Florida.** Repealing all ordinance in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Nancy Ortiz, 100 South Pointe Drive, Suite 2702, Miami Beach, Florida 33139.</i>
<i>Registered Lobbyist: Ceasar Mestre, Esq., 7600 West 20th Avenue, Hialeah, Florida 33016.</i>

PZ 7. First reading of proposed ordinance rezoning property from R-1(One Family District) to TOD (Transit Oriented Development District); **Property located at 859 East 24th Street, Hialeah, Florida.** Repealing all ordinance in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: David Ortiz, 100 South Pointe Drive, Suite 2702, Miami Beach, Florida 33139.</i>
<i>Registered Lobbyist: Ceasar Mestre, Esq., 7600 West 20th Avenue, Hialeah, Florida 33016.</i>

PZ 8. First reading of proposed ordinance rezoning property from R-3 (Multi-Family Residential District) to R-3-5 (Multiple Family District). **Property located at 1235 West 26th Place, Hialeah, Florida.** Repealing all ordinance or parts of ordinance in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Two Saints Investment Inc., 7966 NW 162nd Street, Miami Lakes, Florida 33016.</i>

PZ 9. First reading of proposed ordinance rezoning property from R-3 (Multi-Family Residential District) to R-3-5 (Multiple Family District). **Property located at 424 East 30 Street, Hialeah, Florida.** Repealing all ordinance or parts of ordinance in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Darren & Maria Cantrelle, 12351 Southwest 41st Street, Miami, Florida 330175.</i>

PZ 10. First reading of proposed ordinance granting a variance permit to allow 65 parking spaces, where 81 are required; property zoned C-3 (Extended Liberal Commercial District). **Property located at 802 East 25 Street, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Fourth Avenue Developers, LLC, (Daniel Abreu), 14011 Southwest 20th Street, Miami, Florida 33175.</i>

PZ 11. First reading of proposed ordinance granting a variance permit to allow the construction of a three unit, three story multifamily building on a substandard lot with a frontage of 50 feet, where 75 feet are required; an area of 6,750 square feet, where 7,500 feet are required; allow a front setback of 6 feet, where 25 feet are required; allow a rear setback of 16 feet, where 20 feet are required; allow an East side setback of 5 feet, where 10 feet are required; and allow lot coverage of 37.4 percent, where a maximum of 30 percent is allowed; all contra to Hialeah Code Of Ordinances §§ 98-2056(b)(2), 98-348, 98-499, 98-588, 98-589, 98-590, and 98-591; **Property located at 464 East 21 Street, Hialeah, Florida.** Property zoned R-3-3 (Multi-Family District). Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on June 27, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Padron Cottle LLC, (Hipolito Padron), 3411 Southwest 100 Avenue, Miami, Florida 33165.</i>

LAND USE AMENDMENTS

- LU 1.** Second reading and public hearing of proposed ordinance adopting a text amendment to the future land use element of the Hialeah, Fla., Comprehensive Plan to incorporate residential uses and corresponding policies and objectives in connection with the proposed redevelopment of the mixed use Hialeah Heights land use classification as set forth in exhibit “A”, repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

Item was approved on first reading by the City Council on June 26, 2018.

- LU 2.** First reading of proposed ordinance adopting a text amendment to the mixed use Hialeah Heights use category in the future land use element of the Hialeah FLA., comprehensive plan to incorporate residential uses and corresponding policies and objectives. As provided for in Exhibit A attached hereto and made a part hereof; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

NEXT CITY COUNCIL MEETING: Tuesday, August 28, 2018 at 7:00 p.m.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, August 28, 2018 at 6:30 p.m.

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3rd Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor’s signature is withheld or if the City Council overrides the Mayor’s veto. If the Mayor’s veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than seven (7) days prior to the proceeding; if hearing impaired you may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).